THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.8074 of 2003

Dated:18.07.2006

Between:

Gurjani Narayana and another

…Petitioners

and

The Mandal Revenue Officer, Kandukur Mandal, Ranga Reddy District and others.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.8074 of 2003

ORDER:

The two petitioners are residents of Rachalur Village of Kandukur Mandal, Ranga Reddy District. They claim to be protected tenants. They obtained ownership certificates under Section 38-E of the Andhra Pradesh (Telangana Area) Tenancy & Agricultural Lands Act, 1950 (for short 'the Act'). They gave a representation to the District Collector on 18.04.2002 and on 27.01.2003 requesting to conduct podi (sub division) of the land in Survey No.585/56 admeasuring Acs.8.00, in vain. Therefore, they filed the present writ petition seeking a direction to the respondents to conduct podi (sub division).

There is no dispute that the petitioners obtained ownership under Section 38-E of the Act. It is, however, not clear whether the entire extent of land admeasures Acs.8.00 in Survey No.585/56 or the land in respect of which the petitioners obtained certificates under Section 38-

E of the Act is only the land that forms part of larger extent of land in Survey No.585/56. Therefore, the petitioner may file an application before the Mandal Revenue Officer, Kandukur, seeking survey of the land in respect of which they obtained ownership certificates under Section 38-E of the Act. This would be proper redressal for the petitioners' grievance.

The Writ Petition is therefore, disposed of giving liberty to the petitioners to approach the first respondent seeking survey of the land admeasuring Acs.8.00 in Survey No.585/56 situated at Rachalur Village of Kandukur Mandal. This exercise may be completed within a period of three months from the date of receipt of a copy of this order, after giving notice to the petitioners. No costs.

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(V.V.S.RAO, J)

18.07.2006
vs